

## Case law

### Case Details

**National ID:** RG 2242/2007

**Member State:** Italy

**Common Name:** F.N. (c.f. ...) e B.V. (c.f. ...) vs. CESANA CARAVAN S.R.L.

**Decision type:** Other

**Decision date:** 04/03/2010

**Court:** Tribunale (Court of first instance, Lecco)

**Subject:**

**Plaintiff:**

**Defendant:**

**Keywords:**

### Directive Articles

Consumer Sales and Guarantees Directive, [Article 3, 1](#).

### Headnote

If the good does not have the normal quality, the consumer can terminate the sales contract.

### Facts

#### Legal issue

The court grants the contract termination since the goods did not have the normal quality (perfect waterproofing) which obviously results in restitution obligations between the parts; therefore the seller has to refund the price, in addition to interests and the purchaser has to return the goods which was object of the sales agreement.

### Decision

Full text: [Full text](#)

### Related Cases

No results available

### Legal Literature

No results available

### Result